

## ***Remarks***

Upon entry of the foregoing Amendment, claims 1, 3-11, 13-28, 43-45, 47-50, 54-58 and 61-64 are pending in the application. Claims 1, 9, 16, 17, 20, 44, 47, 54, and 55 are amended; claims 2, 12, 29-42, 46, 51-53, and 59-60 are canceled without prejudice or disclaimer. Applicant requests allowance of the pending claims in view of the following Remarks.

Applicant has amended or canceled claims in this application for purposes of expediting prosecution of these claims. Applicant expressly reserves the right to prosecute the subject matter corresponding to the amended and/or canceled claims, or any other subject matter supported by the Specification, in one or more continuation applications.

### ***Status of the Claims After Decision on Appeal***

Claims 1-3, 20, 21, 26-28, 39 and 40 stand rejected under the judicially-created doctrine of double patenting;

Claims 1-3, 20, 21, 26-28, 39, 40, and 47-53 stand provisionally rejected under the judicially-created doctrine of double patenting;

Claim 46 stands rejected under 35 U.S.C. § 112, second paragraph;

Claims 1, 3, 6, 9-11, 14-19, 43-45, 47-52, 54-58, 61, and 62 stand rejected under 35 U.S.C. § 103; and

Claims 4, 5, 7, 8, 20-28, 63 and 64 have been remanded to the Examiner.

### ***Terminal Disclaimer***

Applicants are filing a Terminal Disclaimer to overcome the double patenting rejections of 1-3, 20, 21, 26-28, 39, 40, and 47-53.

### ***Allowable Subject Matter***

Independent claims 1, 9, 16, 17, 20, 44, 47, 54, and 55 are amended to incorporate subject matter similar to that identified by the Examiner as being directed toward allowable subject matter. Applicants submit that these independent claims, and

the claims which depend therefrom, are in condition for allowance.

### ***Conclusion***

Applicant submits that the application is now in condition for allowance. Notice to that effect is requested. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned representative at the number provided.

Date: **April 7, 2008**

Respectfully submitted,

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